

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Tomowaki Takahashi

Application No. 10/086,472

Filed: February 28, 2002

Confirmation No. 3196

For: DUAL IMAGING OPTICAL SYSTEM

Examiner: Thong Nguyen

Art Unit: 2872

Attorney Reference No. 4641-62398

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

A handwritten signature in black ink, appearing to read "Donald L. Stephens".

Date Mailed November 11, 2003

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

RECEIVED
NOV 19 2003
TC 2800 MAIL ROOM

TERMINAL DISCLAIMER

Nikon Corporation, ("Nikon") is the owner of the entire interest in the above-identified application. The assignment was recorded on June 18, 1997, (Reel 8634, Frames 6-8).

Nikon hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of United States Patent No. 5,805,334, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 5,805,334, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Nikon does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of United States Patent No. 5,805,334, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated

11/18/2003 AWON/DF1 00000053 10086472
ABOVE.

03 FC:1814

110.00 OP

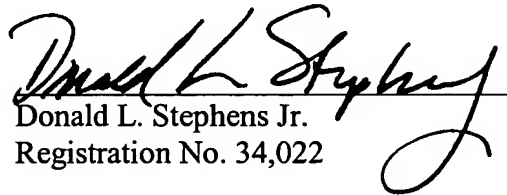
I am empowered to act on behalf of Nikon.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By


Donald L. Stephens Jr.
Registration No. 34,022

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 226-7391
Facsimile: (503) 228-9446